

REMARKS

Claims 1, 2 and 6 to 24 are pending. Prosecution on the merits has been closed except for the correction of formal matters in accordance with the practice under *Ex Parte Quayle*.

As requested by the Examiner, Applicants submit herewith a Second Supplemental Declaration, executed by the inventors of U.S. Patent No. 5,282,103, stating in part that every error in the patent which was corrected in the present reissue application, and which is not covered by the prior declarations submitted in this application, arose without any deceptive intention on the part of the applicants.

In response to the Office Action's objection to the propriety of the Amendments filed on February 13, 2006 and September 26, 2008, Applicants have set forth above a Listing of Claims in conformity with 37 C.F.R. § 1.173, in which all subject matter that has been added to an original patent claim has been underlined, all subject matter that has been deleted from an original patent claim has been enclosed in brackets, all new claims have been underlined in their entirety, and proper claim status identifiers have been provided. While no new amendments have been made herein, it is noted that the language of claim 22 as set forth above differs from the language of claim 22 as set forth in the previous claim listings, inasmuch as the previous claim listings inadvertently had replaced the word "includes" from the issued patent with the word "including." The current Listing of Claims correctly reflects the amendments made to claim 22, and to all claims, with respect to issued U.S. Patent No. 5,282,103.

With regard to the Examiner's request that all related continuation applications, specifically at least 08/662,885 and 08/662,528, should be cross-referenced in their respective specifications, Applicants have amended the specification of the instant application to reflect the most up-to-date information regarding related reissue application nos. 08/521,786, 08/662,528, 08/662,531, and 08/662,885. Applicants will also submit, under separate cover, requests for Certificates of Correction in connection with Reissued Patent Nos. RE39,478 and RE40,203 to update the cross-references in those patents.

CONCLUSION

In view of the foregoing amendments and/or remarks, Applicants respectfully submit that the pending claims are now in condition for allowance and request such action at the Examiner's earliest convenience. If it is believed that a telephone conversation would expedite the prosecution of the present application, or clarify matters with regard to its allowance, the Examiner is invited to contact the undersigned attorney at the number listed below.

The Commissioner is hereby authorized to charge payment of any required fees associated with this Communication or credit any overpayment to Deposit Account No. 23-1055.

Respectfully submitted,

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